

Buehwald, J

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ELECTRONICALLY FILED
DOC #:
DATE FILED: 9/28/2012

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RON MEGASON, on behalf of himself and others
similarly situated,

Plaintiff,

-v-

STARJEM RESTAURANT CORP. d/b/a FRESCO
BY SCOTTO,

Defendant.

12-cv-1299 (NRB)

**STIPULATION REGARDING
DISCOVERY PLAN**

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel
that:

1. The evidentiary record created in the previous action filed against Defendant Starjem Restaurant Corp., entitled *Gillian et al. v. Starjem Restaurant Corp.*, 10-cv-6056-JSR, consisting of documents produced by Defendant in discovery and the sworn deposition testimony of Anthony Scotto, Attilio Vosilla, Brent Drill and Natasha Gelman is hereby incorporated into the record of the instant action; and
2. The evidentiary record incorporated into the record of the instant action described in Paragraph 1, above, excludes any documents solely produced by, or sworn testimony provided by, Gary Gillian, Milena Cesarka and John Jeffrey Shaw, the Plaintiffs and opt-in plaintiff in the *Gillian* litigation, who voluntarily dismissed their claims against Defendant.

Dated: 9/24/12

By: 

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Dated: 9/24/12

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Attorneys for Defendant

SO ORDERED:



**HONORABLE NAOMI REICE BUCHWALD
UNITED STATES DISTRICT JUDGE**

Date: September 27, 2012

